GOVERNMENT OF ANDHRA PRADESH
A B S T R A CT

Municipal Administration & Urban Development Department – Disciplinary proceedings instituted against *Mandal Revenue Officer, K.V.Palle, Chittoor District on misappropriation of cyclone relief fund in the Mandal – Dismissed from service – OA No.4469/2003 filed – Set a side the dismissal order – Implement the Orders dt.16.02.2005 in OA No.4469/2003 of the Hon'ble APAT – Orders – Issued.*

MUNICIPAL ADMINISTRATION AND URBAN DEVELOPMENT (Vig.III) DEPARTMENT

G.O.RT.No. 160 Dated: 07-04-2021

Read the following:

1. G.O.Ms.No.314 MA &UD (L2) Dept., dt.21.06.2003.
2. Orders dt.16.02.2005 in OA No.4469/2003 of the Hon'ble APAT filed by Sri A.E.Bhasker.
3. G.O.Ms.No.873 MA &UD (L2) Dept., dt.19.10.2005.
4. G.O.Rt.No.974 MA&UD(L2) dept., dt.09.12.2005.
5. Representation of Sri A.E Bhasker, former MC, Kadiri Municipality, dt.15.06.2020.
6. Orders dt.26.02.2020 in WP No.18921/2010 of the Hon'ble High Court.
7. G.O.Rt.No 159 MA&UD (Vig.III) Dept., dt.07.04.2021.

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ORDER:

Sri A.E Bhasker, while working as Assistant Section Officer in AP Secretariat has selected as Deputy Tahasildar and allotted Chittoor District and on consequently appointed as Mandal Revenue Officer, K.V.Palle, Chittoor District. While working in K.V.Palle, he committed irregularities in cyclone relief fund in the Mandal. Subsequently, the Collector, Chittoor District placed the above individual under suspension. Later on, Sri A.E Bhasker has been drafted back to AP Secretariat. Further, the individual again selected as Municipal Commissioner and on consequently, he was posted as Municipal Commissioner in Jaggaiahpeta Municipality. At this juncture, based on the enquiry report, the District Collector, Chittoor District recommended the Government to impose the penalty of removal from service against Sri A.E Bhasker, former Mandal Revenue Officer, K.V.Palle, Chittoor District for committing irregularities in cyclone relief fund. Accordingly, Government issued orders dismissing Sri A.E Bhasker from service, in terms of Rule 20 read with Rule 9(x) of APCS (CCA) Rules, 1991 vide orders 1st read above.

2. Aggrieved by above, Sri A.E Bhasker, former Mandal Revenue Officer, K.V.Palle, Chittoor District & Municipal Commissioner, Jaggaiahpeta Municipality filed OA No.4469/2003 for set a siding the dismissal orders issued by Government. The Hon'ble Tribunal in its orders dt.16.02.2005 in OA No.4469/2003 set a side the above dismissal order. Further, Government appointed Commissioner of Inquiries to conduct enquiry into acts of irregularities of Cyclone Relief Fund by Sri A.E. Bhasker, MRO, KV Palli, Chittoor District during the years 1990-1991 vide reference 3rd read above.

3. Government vide reference 4th read above, ordering that the above individual shall be deemed to have been placed under suspension from the date of the original order of dismissal i.e., 21.06.2003 and deemed to be continued to remain under suspension till his removal from service i.e., on 20.05.2005 in another case of misappropriation vide G.O.Rt.No.509 MA&UD (Vig.IV) Dept., dt.20.05.2005, as stipulated under Rule 8(4) of APCS (CCA) Rules, 1991. Further, the Commissioner & Director of Municipal Administration has directed to take necessary action for payment of subsistence allowance as per Fundamental Rule 53. Subsequently, Government felt that no further action has been taken against him until finalization the Court case in WP No.18921/2010 and action will automatically be initiated against him if he is reinstated him into service in future.

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4. Government have examined the case in detail taking into consideration of material available on record and orders of High Court vide reference 6th read above, confirming the orders, dt.19.03.2010 in OA No.1384/2007 of APAT in another dismissal case and also further orders vide reference 7th read above and decided to implement the orders dt.16.02.2005 of Hon'ble APAT.

5. Accordingly, Government hereby drop further action against Sri A.E Bhasker, former Mandal Revenue Officer, K.V.Palle, Chittoor District & Municipal Commissioner, Jaggaiahpeta Municipality by implementing the orders dt.16.02.2005 in OA No.4469/2003 of the Hon'ble APAT, as the case is pending since 2005 and the connected records have also not available in this case.

6. The Commissioner of Director of Municipal Administration, AP, Guntur shall take further necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Y. SRILAKSHMI
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Commissioner of Director of Municipal Administration, AP, Guntur.
The individual concerned through CDMA, AP, Guntur.
Copy to:
The APVC, Velagapudi.
The GP for MA&UD, AP High Court, Nelapadu.
Sc/Sf (E 1213861).

// FORWARDED :: BY ORDER //

SECTION OFFICER